

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Neil Duggal, et al.

Application No.: 10/590,139

Confirmation No.: 5647

Filed: August 22, 2006

Art Unit: 3738

For: ARTIFICIAL SPINAL DISC

Examiner: Not Yet Assigned

**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests a Refund of \$1,115.00 for an Extension for Response Within Fifth Month fee, which was erroneously deducted from our Deposit Account No. 06-2375 on February 28, 2008.

A Response to Notification of Missing Requirements was filed on May 9, 2007. Applicant received a Notification of Defective Response on February 4, 2008, to which a Response was filed on February 11, 2008. Applicant filed all of the necessary documents, however there were no additional fees due with this Response. Therefore, because there was never any fee payment due, Applicant requests that the \$1,115.00 fee for an Extension for Response Within Fifth Month be refunded to Deposit Account No. 06-2375 under Order No. HO-P03203US0.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P03203US0 from which the undersigned is authorized to draw.

Dated: 02-29-08

Respectfully submitted,

By 

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Registration No.: 33,283

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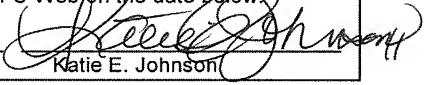
(713) 651-5246 (Fax)

Attorney for Applicant

CERTIFICATE OF ELECTRONIC TRANSMISSION  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being  
electronically filed with the United States Patent and  
Trademark Office via EFS-Web on the date below.

February 29, 2008  
Date

  
Katie E. Johnson